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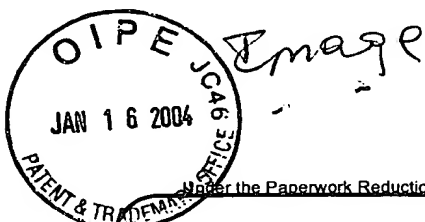
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1761

PTO/SB/21 (03-03)  
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/888,170	
	Filing Date	06/22/2001	
	First Named Inventor	Rei-Young Amos Wu	
	Art Unit	1761	
	Examiner Name	Carolyn A. Paden	
Total Number of Pages in This Submission	86	Attorney Docket Number	40002-10367

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Letter to Examiner with enclosures; Return Receipt Postcard
<b>Remarks</b> Enclosures include copies of the July 7, 2003 stamped Postcard (1 page), Sheet 2 of 7 of IDS (1 page), Concise Explanation of foreign references (2 pages); Six (6) foreign references (total 80 pages).		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	James D. Ryndak, Ryndak & Suri, 30 North LaSalle Street, Suite 2630, Chicago, IL 60602
Signature	
Date	January 13, 2004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 01/13/2004	
Typed or printed	James D. Ryndak, Reg. No. 28,754
Signature	
Date	01/13/2004

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Appl. No. 09/888,170

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James D. Ryndak  
Name of Applicant, Assignee, or Registered Rep.

Signature

Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/888,170 Confirmation No. 8848  
Applicant : Rei-Young Amos Wu  
Filed : June 22, 2001  
TC/A.U. : 1761  
Examiner : Carolyn A. Paden  
Docket No. : 40002-10367  
Customer No: 021788

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**LETTER**

Sir:

This letter confirms the telephone interview of January 13, 2004 with Examiner Milton Cano and Applicant's attorney James D. Ryndak. On July 7, 2003, Applicant filed a seven page Information Disclosure Statement including a 2 page concise explanation of the foreign language documents with a Request for Continued Examination, both of which were filed with a Certificate of Mailing by first class mail. The stamped postcard indicates receipt of the foregoing materials on July 9, 2003. However, sheet 2 of 7 of the Information Disclosure Statement was not initialed by the Examiner. In the telephonic interview with Examiner Cano, on January 13, 2004, Examiner Cano stated that he had located the references listed

on sheet 2 of 7 of the July 7, 2003 Information Disclosure Statement as well as sheet 2 of 7 of that document. Consequently, Examiner Cano stated that he would have Examined Paden consider the references listed on sheet 2 of 7 of the July 7, 2003 Information Disclosure Statement.

For the convenience of the Examiner, Applicant submits herewith a copy of sheet 2 of 7 of the July 7, 2003 Information Disclosure Statement, together with a copy of the postcard as stamped by the PTO and copies of the six foreign patent documents listed on page 2 of 7 of the July 7, 2003 Information Disclosure Statement and the 2 page concise explanation of the foreign references that was submitted with the July 7, 2003 Information Disclosure Statement.

In view of the foregoing, all of the art listed on page 2 of 7 of the July 7, 2003 Information Disclosure Statement should be considered without payment of any fee as all of those materials were timely submitted with the filing of the RCE on July 7, 2003.

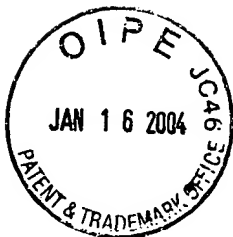
Respectfully submitted,



James D. Ryndak  
Registration No. 28,754  
Attorney for Applicant

Date: January 13, 2004

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Appl. No. 09/888,170

### CONCISE EXPLANATION OF RELEVANCE OF NON-ENGLISH LANGUAGE DOCUMENTS

Applicant provides the following explanation of relevance of the non-English language documents to the extent the foreign language document is understood or as otherwise indicated.

1. **Belgian Patent No. BE 904.631** -- Based on the English abstract, this patent appears to disclose a process and apparatus for the production of cakes of cereal which is cooked under pressure in a mold and then allowed to expand.
2. **Belgian Patent No. BE 902.360** -- Based on a review of FIGS. 1-9, this patent appears to disclose a device for making a food product.
3. **Belgian Patent No. BE 893.770** -- Based on a review of FIGS. 1-6, this patent appears to depict a device for making a food product.
4. **Belgian Patent No. BE 886.895** -- Based on a review of FIGS. 1-3, this patent appears to depict a device for making a food product.
5. **Belgian Patent No. BE 799.316** -- Based on a review of the English abstract, this patent appears to disclose a device wherein measured quantities of cereal mixture are dispensed onto the top of a vertically oscillating ram piston which then carries the portion upwards into a mold cavity in which it is cooked. A rapid downward kick of the ram allows the rapid expansion or puffing of the product.
6. **Belgian Patent Publication No. 1000927A6** -- Based on review of Figures 1-10, this reference appears to disclose an apparatus for the

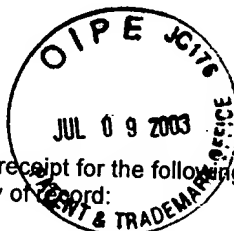
production of cereal cakes which are cooked under pressure in a mold and then allowed to expand.

**7. Japanese Patent Application No. JP 63116647** – Based on a review of the English abstract, this patent discloses a method for heating a rice cake between upper and lower heating plates, pressing the cake, releasing the pressure for inflating the cake, and baking the flat rice cake.

**8. WIPO Patent No. 90/08477** – Based on a review of the English abstract, this patent appears to disclose a device for the preparation of pressure-cooked and subsequently expanded cereal-based food products.

**9. WIPO Patent No. WO 89/06092** – Based on a review of the English abstract, this patent appears to disclose a device for manufacturing products based on cereals pressure-cooked in a die punch mold and then puffed by opening the elements of the mold.

Mail Stop RCE  
Commissioner for Patents  
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Alexandria, VA 22313-1450



Attorney Docket  
No. 40002-10367  
July 7, 2003

Kindly stamp card with date of receipt for the following attached  
Materials and return to attorney on record:

Appl. No. 09/888,170 – Applicant: Rei-Young Amos Wu – Title: Method For  
Preparing A Puffed Grain Food Product And A Puffed Grain Food Product – Filed:  
June 22, 2001 – Group Art Unit 1761 – Examiner: Carolyn A. Paden

Encls: Fee Transmittal (1 page with duplicate); Request for Continued Examination  
(RCE) Transmittal (1 page with duplicate); Amendment (9 pages); Information  
Disclosure Statement with Concise Explanation of Relevance of Non-English  
Language Documents (4 pages); IDS Citation Form 1449 (7 pages); Thirty-nine (39)  
U.S. References; Twenty-six (26) Foreign References; Thirteen (13) Publication  
Transmittal of Formal Drawings (1 page and one sheet of formal drawing); check for  
\$750.00 for RCE fee; and Certificates of Mailing via First Class U.S. Mail.

JDR